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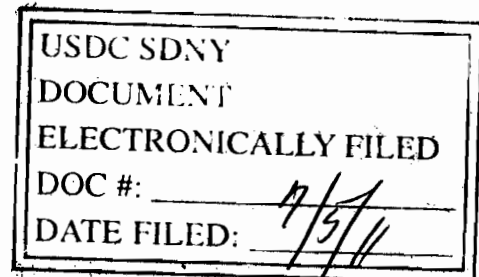
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June 20, 2011

BY FACSIMILE

Honorable Victor Marrero  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street, Suite 660  
New York, New York 10007

Re: Hausler v. JP Morgan Chase Bank, N.A., et al.  
09 Civ. 10289 (VM)



Dear Judge Marrero:

We represent an interpleader respondent in Tranche I, Shanghai Pudong Development Bank ("SPDB"), and write a response to a letter of James W. Perkins to this Court, dated June 20, 2011. Petitioner does not object to SPDB filing a 25-page brief. We do need to correct, however, Petitioner's assertion that SPDB filed an initial 25-page brief in opposition to Petitioner's motion for judgment on the pleadings and in support of SPDB's motion for summary judgment without leave of the Court.

Petitioner delivered to the Court on April 8, 2011 a letter outlining the agreement that SPDB would be entitled to file up to 25 pages of briefing in support of its opposition to Petitioner's motion/cross-motion for summary judgment, and the Court so ordered the letter on April 28, 2011. (The so-ordered letter is attached as Exhibit A.) Specifically, Petitioner described three separate motions, including the motion filed against SPDB in the Tranche I proceeding: "As mentioned during the conference call, petitioner intends to make **three separate motions** for judgment on the pleadings/summary judgment: (1) balance of Tranche I (Shanghai Pudong Bank)..." (emphasis added). Petitioner would file 15-page briefs per motion: "Each motion will include a moving brief of no more than 15 pages..." The adverse claimants would then file opposing/cross-moving briefs of up to 25 pages per motion: "Opposing briefs/cross moving briefs will be no more than **25 pages** (if combined with all respondents **per motion**) or 15 pages (if not combined in a single response **per motion**)..." (emphasis added). The response to the

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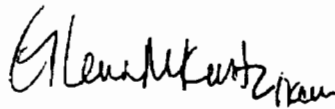
Honorable Victor Marrero

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June 20, 2011

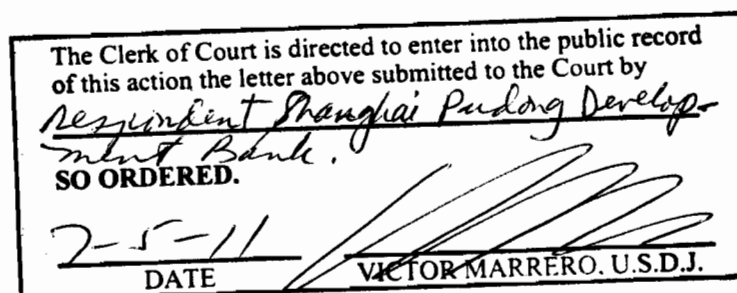
separate Tranche I motion is a single 25-page brief. Notably, Petitioner also read the unambiguous schedule as treating the motions separately, as Petitioner filed separate briefs of 15 pages for each of her motions, including the separate Tranche I motion against SPDB.

Respectfully submitted,



Glenn M. Kurtz

cc: James W. Perkins, Esq. (by fax & email)  
James L. Kerr, Esq. (by fax & email)  
Ramin Afshar-Mohajer, Esq. (by email)  
David A. Baron, Esq. (by email)  
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Paulo Lima, Esq. (by email)  
Alfonso Perez, Esq. (by email)  
Wilfredo Rodriguez, Esq. (by email)  
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**EXHIBIT A**



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April 8, 2011

**VIA FACSIMILE**

Honorable Victor Marrero  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street, Suite 660  
New York, New York 10007

**Re: *Hausler v. JP Morgan Chase Bank, N.A., et al.*  
09 Civ. 10289 (VM)**

Dear Judge Marrero:

We are counsel to the Petitioner in the above-referenced proceedings and, in follow up to the Court telephone conference held Wednesday April 6, 2011, write to advise of the briefing schedule to which the parties have agreed, and to seek Court approval of that schedule.

Moving papers: filed by no later than April 15, 2011

Opposing/cross moving papers: filed by no later than May 18, 2011

Reply/Opposing papers: filed by no later than June 3, 2011

Reply on cross-motions: filed by no later than June 17, 2011

As mentioned during the conference call, Petitioner intends to make three separate motions for judgment on the pleadings/summary judgment: (1) balance of Tranche I (Shanghai Pudong Bank); (2) Tranche III; and (b) National Bank of Canada Petition. Each motion will include a moving brief of no more than 15 pages, none of which will repeat, but will cross-reference arguments when possible. Opposing briefs/cross-moving briefs will be no more than 25 pages (if combined with all respondents per motion) or 15 pages (if not combined in a single response per motion) and reply briefs will be no more than 10 pages. As the Court directed, arguments previously made by any party may be raised and preserved by cross-reference or incorporation by footnote or otherwise.

Honorable Victor Marrero  
April 8, 2011  
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On behalf of all counsel for the parties, we respectfully request that the Court approve this schedule and procedure.

Respectfully submitted,

  
James W. Perkins

cc: James L. Kerr, Esq. (by e-mail)  
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